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November 4, 2004

Arizona Corporation Commission

DOCKETED

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RE: APS Rate Case: Docket No: E-01345A-03-0437

DOCKETED BY	<i>CAZ</i>
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Dear Parties to the Docket:

Monday begins the APS rate case hearing. This is one of the most significant cases this Commission will decide.

Settlement has been reached by all but a few parties to this case. As a result, the hearing will consist mostly of the parties testifying as to their support of the Settlement. The onus will be on the Commissioners and the ALJ to "cross examine" witnesses. This puts the Commissioners in a unique situation of acting as both interrogator and judge.

I have read the parties' post-Settlement position statements explaining their support of or opposition to the Settlement. I have questions that the filings have left unanswered. I expect the panelists will answer these questions at the hearing. However, there may be instances where testimony from one panel will generate questions that should have been asked to a previous panel. Seasoned litigators are well trained in the art of cross examination. My approach may not be as well disciplined, but I will strive to be just as complete. For that reason, I anticipate that all panelists will be available either throughout the hearing or at the end of the hearing for follow up questions.

Sincerely,

Mike

Mike Gleason
Commissioner

C: Chairman Marc Spitzer
Commissioner Bill Mundell
Commissioner Jeff Hatch-Miller
Commissioner Kris Mayes
Docket Control

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